

Application No.: 10/805,933

Docket No.: JCLA10375-D

**REMARKS****Present Status of the Application**

The Office Action rejects Claims 5 and 8 under 35 U.S.C. 102(e) as being anticipated by Admitted Prior Art (hereinafter APA). Claim 6 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Upon entry of the amendments in this response, claim 5 is amended and claim 9 is newly added. Claim 5 is amended by incorporating the limitations of the original claim 6, and claim 6 is thus canceled. Claim 5 is also amended by drawing out the limitations of the original claim 7 incorporated in claim 1 by the response to the first Office Action mailed December 15, 2004, and claim 9, including the limitations of the original claim 7, is thus newly added. Hence, claims 5, 8 and 9 remain pending in the present application. Reconsideration of those claims is respectfully requested.

**Response to Rejection under 35 U.S.C. 102(e)**

*The Office Action rejects Claims 5 and 8 under 35 U.S.C. 102(e) as being anticipated by APA. Applicant respectfully traverse the rejection as it applies to claims 5 and 8 for at least the reasons set forth below.*

Since the independent claim 5 is amended by incorporating the limitations of the original claim 6, which is allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims, the amended independent claim 5 is allowable and not

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unpatentable over APA. Consequently, claim 8 dependent upon the amended independent claim 5 are also allowable and not unpatentable over APA as a matter of law.

Accordingly, Applicant submits that the grounds of rejection have been addressed and the rejection has been overcome. Reconsideration and withdrawal of the rejection are respectfully requested.

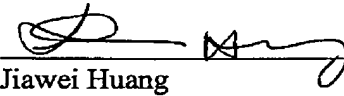
### CONCLUSION

For at least the foregoing reasons, it is believed that the pending claims 5, 8 and 9 are in proper condition for allowance. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

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Respectfully submitted,  
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